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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 TOMAS AFEWORKI,

10 Petitioner,

11 v.

12 RONALD HAYNES,

Respondent.

CASE NO. 20-132 RSM

**ORDER GRANTING MOTION TO
STAY AND ABEY HABEAS
PETITION**

13 *Pro se* petitioner Tomas Afeworki proceeding *in forma pauperis*, moves to stay and abey
14 his federal habeas proceedings based on his attempt to exhaust state-court remedies. Dkt. 10.

15 Without waiving any defenses, Respondent does not oppose petitioner's motion to stay. Dkt. 11.

16 The Court finds petitioner has demonstrated good cause for staying the present matter as
17 a protective petition contemplated in *Pace v. DiGuglielmo*, 544 U.S. 408, 416 (2005). The Court
18 therefore **GRANTS** petitioner's unopposed motion to stay the proceedings until his state-court
19 PRP proceeding is completely adjudicated. Dkt. 10.

20 **The Court directs respondent and petitioner each to file a status report with**
21 **Magistrate Judge Brian A. Tsuchida every one hundred twenty (120) days, beginning one**
22 **hundred twenty (120) days from the date of this Order.** If state proceedings conclude before
23 each 120 day reporting period, the parties shall immediately notify the Court. All pending

1 deadlines are stricken, and respondent need not file an Answer to the federal habeas petition until
2 forty-five (45) days after the stay of proceedings is lifted.

3 The Clerk is directed to send copies of this Order to petitioner and to the Honorable
4 Ricardo S. Martinez.

5 DATED this 27th day of February, 2020.

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8 BRIAN A. TSUCHIDA
Chief United States Magistrate Judge